THE HIGH COURT OF UTTARAKHAND AT NAINITAL.

Civil Misc. W.P. (M/S) No. 70 of 2006

M/s Kailash Finance Company,
84/105, GT Road Kanpur having a Branch Office
at 53-Gandhi Road, Dehradun through its
Partner Shri Kapoor Chand ……. **Petitioner.**

Versus

1. Civil Judge (Sr. Div.) Dehradun
2. M/s Ex-Soldier Motor Transport Co.,
73, Gandhi Road, Dehradun
3. Shri Narendra Pal Singh, S/O Shri Rajinder Singh,
73, Gandhi Road, Dehradun

……. **Respondent.**

Sri Sudhir Kumar, learned counsel for the petitioner.
Sri Nand Prasad learned counsel for the respondents.

Dated February 08, 2006

Hon'ble B.S. Verma, J.

Heard Sri Sudhir Kumar, learned counsel for the petitioner and Sri Nand Prasad, learned Standing Counsel.

By means of this writ petition, the petitioner seeks direction in the nature of certiorari to quash the proceedings of Civil Misc. Case No. 84 of 2004, Ex Soldiers Motor Transport & others Vs. Kailash Finance Company pending before the respondent no. 1. In the alternative, prayer has been made for direction to the respondent no. 1 to decide the said case within a time bound period.

In the course of arguments, the learned counsel for the petitioner confined his prayer to the extent that the respondent no.1 may be directed to expedite the proceedings of Civil Misc. Case No. 84 of 2004, Ex-Soldiers Motor Transport and others Vs. Kailash Finance Company. The prayer is innocuous.

Accordingly, the respondent no. 1 is directed to decide the Civil Misc. Case No. 84 of 2004, Ex-Soldiers Motor Transport and others Vs. Kaliash Finance Company, pending before him, expeditiously preferably within a period of two months form the date of production of certified copy of this order.

With the above observations, the writ petition is disposed of finally.

(B.S. Verma, J.)

08.02.2006
RCP